

PATENT

I-2-103.1US  
Attorney Docket No.

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

CDMA COMMUNICATION SYSTEM WHICH  
SELECTIVELY ALLOCATES BANDWIDTH UPON DEMAND

which was filed on July 22, 1997 as United States Application No. 08/898,537 and was amended on November 18, 1997.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: NONE

Prior Foreign Application(s): Priority Claimed

_____	_____	_____	_____ Yes _____ No
(Number)	(Country)	(Day/Month/Year Filed)	(Priority Claimed)

_____	_____	_____	_____ Yes _____ No
(Number)	(Country)	(Day/Month/Year Filed)	(Priority Claimed)

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

60/049,637  
(Application Number)

16/06/97  
(Day/Month/Year Filed)

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Day/Month/Year Filed)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) and or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application: NONE

(Application Number)	(Filing Date)	(Status: patented, pending, abandoned)
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(Application Number)	(Filing Date)	(Status: patented, pending, abandoned)
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POWER OF ATTORNEY: As a named inventor(s), I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Alfred Stapler, Esq.	16,675
Anthony S. Volpe, Esq.	28,377
C. Frederick Koenig III, Esq.	29,662
Allan H. Fried, Esq.	31,253
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Direct all telephone calls to: Gerald B. Halt, Jr., Esquire at (215) 568-6400.

Address all correspondence to: VOLPE and KOENIG, P.C., 400 One Penn Center, 1617 John F. Kennedy Boulevard, Philadelphia, PA 19103.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from any assignee of this invention as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned.

In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first joint inventor: Fatih M. Ozluturk

Inventor's signature: Fatih M Ozluturk Date: 2/12/98

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Fatih M. Ozluturk

**Application No.:** Not Yet Known

**Filed:** Not Yet Known

**For:** METHOD FOR USING A BASE STATION  
TO SELECTIVELY UTILIZE B AND D  
CHANNELS TO SUPPORT A PLURALITY  
OF COMMUNICATIONS

**Group:** Not Yet Known

**Examiner:** Not Yet Known

Our File: I-2-0103.7US

Date: March 26, 2004

**ASSOCIATE POWER OF ATTORNEY**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.34, please recognize as associate attorneys or agents in this application the registered attorneys and agents associated with Volpe and Koenig, P.C., Customer No. 24374.

The power to the undersigned appears in the original application papers.

Respectfully submitted,

Fatih M. Ozluturk

By

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